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COMBINED DECLARATION AND  
POWER OF ATTORNEY

Attorney Docket No.  
H 836-005-PAT

IN ORIGINAL, NATIONAL STAGE OF PCT,  
SUPPLEMENTAL, DIVISIONAL, CONTINUATION      HYDRATION POUCH

SPECIFICATION AND INVENTORSHIP IDENTIFICATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole or joint inventor of the subject matter which is claimed, and for which a patent is sought, on the invention entitled **HYDRATION POUCH** of which,

\_\_\_\_\_ is attached hereto.

is filed on Feb. 5, 2002 as Appln. Serial No. 10/088,783

\_\_\_\_\_ and was amended on (date application was amended.)

\_\_\_\_\_ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on (date of filing) and as amended under PCT Article 19 on (date amended).

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.



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## PRIORITY CLAIM (35 USC § 119)

I claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Number	Country	Date/Month/Year Filed	Priority Claimed
_____	_____	_____	Yes <input type="checkbox"/> No <input type="checkbox"/>
_____	_____	_____	Yes <input type="checkbox"/> No <input type="checkbox"/>

## PRIORITY CLAIM (35 USC § 120)

I claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below. Insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 United States Code § 112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in Title 37 Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Appn. Ser. No.	U.S. Serial No.	Filing Date	Status
_____	_____	_____	_____
_____	_____	_____	_____

## DECLARATION

I declare that all statement made herein that are of my own knowledge are true and that all statements that are made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## POWER OF ATTORNEY

I appoint the following attorneys and agents to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution and revocation:

N. Paul Friederichs III  
William Flynn

Reg. No. 36,515  
Reg. No. 30,941

I ratify all prior actions taken by Angenehm Law Firm, Ltd. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

## DESIGNATION OF CORRESPONDENCE ADDRESS

Please address all correspondence and telephone calls to William Flynn in care of:

Angenehm Law Firm, Ltd.  
P.O. Box 48755  
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Date: 3/1/02

Citizenship: USA  
Inventor:   
Robert L. Esse  
Residence: 3502 134<sup>th</sup> St.  
Monticello, MN 55362

Date: 3-1-02

Citizenship: USA



VERIFIED STATEMENT CLAIMING  
SMALL ENTITY STATUS  
(SMALL BUSINESS CONCERN)

Attorney Docket No.  
H836-005-PAT

Inventor(s) Albert L Saari, Robert L. Esse  
Pat App./Serial No: 10/068,783

Filed/Issued: February 5, 2002

Title: HYDRATION POUCH FOR FOOD PRODUCTS

I hereby state that I am:

the owner of the small business concern identified below;

an official of the small business concern empowered to act on behalf of the concern identified below:

**NAME and ADDRESS OF SMALL BUSINESS CONCERN:**

FULL NAME: Humidipak, Inc

ADDRESS: 17613 Minnetonka Blvd.  
Minnetonka, MN 55391

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay period of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

The specification file herewith with title as listed above.

The application identified above.

The patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

----- Each person, concern, or organization having any rights in the invention is listed below:

no such person, concern, or organization exists.

----- each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate pursuant to 37 CFR § 1.28(b).

**DECLARATION**

All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

**SIGNATURES**

Name of person signing: Albert L. Saari,  
Robert L. Esse

Title of person if other than owner: \_\_\_\_\_

Address of person signing: 17613 Minnetonka Blvd.  
Minnetonka, MN 55391

Albert L. Saari

Signature

3/1/02

Date

Robert L. Esse

Signature

3/1/02

Date